

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

MOBIUS MANAGEMENT SYSTEMS, INC., :  
 :  
 Plaintiff, :  
 :  
 v. : C.A. No. 05-346 SLR  
 :  
 ACARTUS, INC., :  
 :  
 Defendant. :

**MOTION AND ORDER FOR ADMISSION *PRO HAC VICE***

Plaintiff Mobius Management Systems, Inc., by its undersigned attorneys, pursuant to Local Rule 83.5 and the attached certifications, moves the admission *pro hac vice* of Randy Lipsitz, Jonathan M. Wagner, Marjorie E. Sheldon, and Norman C. Simon, all of Kramer Levin Naftalis & Frankel LLP, on plaintiff's behalf. In accordance with Standing Order for District Court Fund effective January 1, 2005, movant states that the annual fee of \$25.00 per attorney is being submitted to the Clerk's Office with this motion.

THE BAYARD FIRM



Kurt M. Heyman (# 3054)

Patricia L. Enerio (# 3728)

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P.O. Box 25130

Wilmington, DE 19899

(302) 655-5000

Attorneys for Plaintiff

Mobius Management Systems, Inc.

OF COUNSEL:

KRAMER LEVIN NAFTALIS & FRANKEL LLP

Randy Lipsitz

Jonathan M. Wagner

Norman C. Simon

1177 Avenue of the Americas

New York, New York 10036

(212) 715-9100

Dated: October 25, 2005

SO ORDERED, this \_\_\_\_\_ day of October, 2005.


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United States District Judge

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the State of New York, and pursuant to Local Rule 83.6 submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules. In accordance with Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee of \$25.00 will be submitted to the Clerk's Office upon the filing of this motion.

DATED: October 21, 2005

SIGNED:   
Randy Lipsitz  
Kramer Levin Naftalis & Frankel LLP  
1177 Avenue of the Americas  
New York, New York 10036  
(212) 715-9100

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the State of New York, and pursuant to Local Rule 83.6 submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules. In accordance with Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee of \$25.00 will be submitted to the Clerk's Office upon the filing of this motion.

DATED: October 23, 2005

SIGNED: Marjorie Sheldon

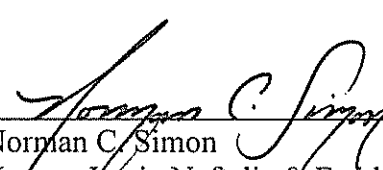
Marjorie E. Sheldon  
Kramer Levin Naftalis & Frankel LLP  
1177 Avenue of the Americas  
New York, New York 10036  
(212) 715-9100

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the States of New York and New Jersey, and pursuant to Local Rule 83.6 submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules. In accordance with Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee of \$25.00 will be submitted to the Clerk's Office upon the filing of this motion.

DATED: 10/24/05

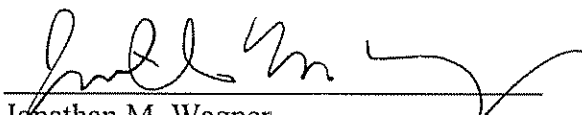
SIGNED: \_\_\_\_\_

  
Norman C. Simon  
Kramer Levin Naftalis & Frankel LLP  
1177 Avenue of the Americas  
New York, New York 10036  
(212) 715-9100

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the State of New York, and pursuant to Local Rule 83.6 submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules. In accordance with Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee of \$25.00 will be submitted to the Clerk's Office upon the filing of this motion.


DATED: Oct 21, 2005

SIGNED:   
Jonathan M. Wagner  
Kramer Levin Naftalis & Frankel LLP  
1177 Avenue of the Americas  
New York, New York 10036  
(212) 715-9100

**CERTIFICATE OF SERVICE**

I, Kurt M. Heyman, Esquire, do hereby certify that on October 25 , 2005, I caused a true and correct copy of the foregoing Motion and Order for Admission *Pro Hac Vice* to be served electronically and via hand delivery upon the following individual.

Mary B. Graham, Esquire  
Morris, Nichols, Arsht & Tunnell  
1201 North Market Street  
P.O. Box 1347  
Wilmington, DE 19899-1347

  
Kurt M. Heyman (# 3054)